

By: Dutton

H.B. No. 1647

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the computation of average daily attendance under the
3 Foundation School Program and to participation by charter schools
4 in the Public Education Information Management System for
5 additional purposes, including computation of average daily
6 attendance.

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

8 SECTION 1. Section 12.104(b), Education Code, is amended to
9 read as follows:

10 (b) An open-enrollment charter school is subject to:

11 (1) a provision of this title establishing a criminal
12 offense; and

13 (2) a prohibition, restriction, or requirement, as
14 applicable, imposed by this title or a rule adopted under this
15 title, relating to:

16 (A) the Public Education Information Management
17 System (PEIMS) [~~to the extent necessary to monitor compliance with~~
18 ~~this subchapter as determined by the commissioner~~];

19 (B) criminal history records under Subchapter C,
20 Chapter 22;

21 (C) reading instruments and accelerated reading
22 instruction programs under Section 28.006;

23 (D) satisfactory performance on assessment
24 instruments and to accelerated instruction under Section 28.0211;

- 1 (E) high school graduation under Section 28.025;
- 2 (F) special education programs under Subchapter
- 3 A, Chapter 29;
- 4 (G) bilingual education under Subchapter B,
- 5 Chapter 29;
- 6 (H) prekindergarten programs under Subchapter E,
- 7 Chapter 29;
- 8 (I) extracurricular activities under Section
- 9 33.081;
- 10 (J) discipline management practices or behavior
- 11 management techniques under Section 37.0021;
- 12 (K) health and safety under Chapter 38;
- 13 (L) public school accountability under
- 14 Subchapters B, C, D, and G, Chapter 39;
- 15 (M) the requirement under Section 21.006 to
- 16 report an educator's misconduct; and
- 17 (N) intensive programs of instruction under
- 18 Section 28.0213.

19 SECTION 2. Section 42.005, Education Code, is amended by
20 adding Subsection (h) to read as follows:

21 (h) The commissioner shall adopt rules requiring school
22 districts and open-enrollment charter schools to report student
23 attendance through the Public Education Information Management
24 System (PEIMS) at six-week intervals during the school year. To the
25 extent consistent with this chapter, the commissioner shall provide
26 state assistance under this chapter based on student attendance as
27 reported in compliance with this subsection.

1 SECTION 3. Section 12.104(b), Education Code, as amended by
2 this Act, and Section 42.005(h), Education Code, as added by this
3 Act, apply beginning with the 2007-2008 school year.

4 SECTION 4. This Act takes effect immediately if it receives
5 a vote of two-thirds of all the members elected to each house, as
6 provided by Section 39, Article III, Texas Constitution. If this
7 Act does not receive the vote necessary for immediate effect, this
8 Act takes effect September 1, 2007.